

REMARKS

Claims 1, 19 and 30 are amended herein. Claims 1, 3-9 and 19, 20 and 22-30 now remain pending in the application.

Claims 1, 3, 5-9, 19, 20 and 22-30 over Kamel

In the Office Action, claims 1, 3, 5-9, 19, 20 and 22-30 were rejected under 35 U.S.C. §102(e) as allegedly being anticipated by Kamel et al. U.S. Patent No. 5,037,037 ("Kamel"). The Applicant respectfully traverses the rejection.

Claims 1, 3 and 5-9 recite, *inter alia*, a plurality of stored broadcast information streams of current news relevant to a locality. Claims 19, 20 and 22-30 recite, *inter alia*, determining a desired one of a plurality of broadcast information streams of current news relevant to a locality.

Kamel appears to teach a telecommunications system for delivering promotional messages to subscribed calling parties (Abstract). An association processor compares preset targeting criteria of each promotional message with profile data of each of the promotional messages with at least one subscribed calling party (Kamel, Abstract). A call processor delivers to the calling party a promotional message (Kamel, Abstract). A subscriber can access the telecommunications system and enters a PIN (Kamel, col. 9, line 60 – col. 10, lines 1). A valid PIN allows a subscriber to retrieve promotional messages designated for the subscriber (Kamel, col. 10, lines 6-9). Each customer is assigned and identified by a unique PIN (Kamel, col. 5, lines 40-43). Geographic queues containing promotional material based on geography are identified by queue identification numbers keyed by a Automatic Number Identifier (ANI), or telephone number, of an individual end-user who is placing a call (Kamel, col. 6, lines 21-25).

The Office Action acknowledges that Kamel fails to teach weather information (Office Action, page 10). Claims 1, 3, 5-9, 19, 20 and 22-30 now claim a plurality of broadcast information streams of current news relevant to a locality, which includes weather information. Kamel fails to teach a plurality of

broadcast information streams of current news relevant to a locality, as claimed by claims 1, 3, 5-9, 19, 20 and 22-30.

Accordingly, for at least all the above reasons, claims 1, 3, 5-9, 19, 20 and 22-30 are patentable over the prior art of record. It is therefore respectfully requested that the rejection be withdrawn.

Claims 2, 4, 21 and 31 over Kamel in view of Kennedy

In the Office Action, claims 2, 4, 21 and 31 were rejected under 35 U.S.C. §103(a) as allegedly being obvious over Kamel in view of Kennedy, III et al. U.S. Patent No. 6,301,480 ("Kennedy"). The Applicant respectfully traverses the rejection.

Claims 2, 21 and 31 are canceled herein, making the rejection of claims 2, 21 and 31 now moot.

Claim 4 recites, *inter alia*, a processor adapted to identify a specific one of a plurality of stored broadcast information streams of current news relevant to a locality for downloading a real-time audible representation of one of the plurality of stored broadcast information streams relevant to a locality to a caller based only on call related information.

As discussed above, and as the Examiner correctly acknowledges, Kamel fails to teach weather-related broadcast information relevant to a locality (Office Action, page 10). However, the Examiner relies on Kennedy to allegedly make up for the deficiencies in Kamel to allegedly arrive at the claimed invention. The Applicant respectfully disagrees.

Kennedy teaches a communication system that includes mobile units, a network switching center, and service centers to provide a variety of services to the mobile units (Kennedy, Abstract). In operation, the mobile unit generates a request for service in response to user interaction or an automatically triggered event (Kennedy, col. 4, lines 43-45; col. 6, lines 4-5). A voice module transfers or directs a call to a selected voice instrument and communicates associated automatic number identification information, caller ID, or other identifier of a mobile unit to an associated workstation (Kennedy, col. 4, lines 60-65). The workstation retrieves the data message with the same mobile

unit identifier from data module (Kennedy, col. 4, lines 65-67). The data message includes load brokering services, vehicle monitoring, weather reporting, and financial and news services (Kennedy, col. 4, lines 37-40).

Kennedy teaches that caller ID data is used in conjunction with a request for service to obtain weather information that is transmitted to a mobile unit.

Neither Kamel nor Kennedy, either alone or in combination, disclose, teach or suggest identifying current news based only on call related information, as claimed by claim 4.

A benefit of identifying current news based only on call related information is, e.g., ability to get current news from a conventional telephone. Conventional telephones are unable to send requests for information of current news, such as weather information. Being able to identify current news based only on call related information allows a user to access current news information without having to buy a new telephone with the ability to send requests for such information.

Accordingly, for at least all the above reasons, claim 4 is patentable over the prior art of record. It is therefore respectfully requested that the rejection be withdrawn.

Conclusion

All objections and rejections having been addressed, it is respectfully submitted that the subject application is in condition for allowance and a Notice to that effect is earnestly solicited.

Respectfully submitted,



William H. Bollman
Reg. No. 36,457

Manelli Denison & Selter PLLC
2000 M Street, NW
Suite 700
Washington, DC 20036-3307
TEL. (202) 261-1020
FAX. (202) 887-0336

WHB/df

Version with Markings to Show Changes Made

1. (Twice Amended) A server adapted to provide broadcast information relevant to a locality to a plurality of localities, said server comprising:

a processor;

a call related information/broadcast information stream relevant to a locality lookup table accessible by said processor and associating call related information entries with respective broadcast information streams relevant to a locality;

a plurality of stored broadcast information streams of current news relevant to a locality;

wherein said processor is adapted to identify a specific one of said plurality of stored broadcast information streams relevant to a locality for downloading a real-time audible representation of said one of said plurality of stored broadcast information streams relevant to a locality to a caller based only on call related information received with respect to an incoming call.

19. (Twice Amended) A method of selecting a broadcast information stream relevant to a locality, comprising:

receiving call related information relating to a calling party;

determining a desired one of a plurality of broadcast information streams of current news relevant to a locality for downloading to said calling party based only on said call related information; and

downloading a real-time audible representation of said desired one of said plurality of broadcast information streams relevant to a locality to said calling party based on said call related information.

30. (Twice Amended) Apparatus for selecting a broadcast information stream relevant to a locality, comprising:

means for receiving call related information relating to a calling party;

means for determining a desired one of a plurality of broadcast information streams of current news relevant to a locality for downloading to said calling party based only on said call related information; and

means for downloading a real-time audible representation of said desired one of said plurality of broadcast information streams relevant to a locality to said calling party based on said call related information.

Kindly add the following new claims.

--32. (New) The server adapted to provide highly localized broadcast information to a plurality of localities according to claim 1, wherein:

said current news is weather forecast information.

33. (New) The method of selecting a highly localized broadcast information stream according to claim 19, wherein:

said current news includes weather forecast information.

34. (New) The apparatus for selecting a highly localized broadcast information stream according to claim 30, wherein:

said current news includes weather forecast information.--